

KEY TO ANNOTATED CHANGES:

Text – operative

~~Text~~ and ~~Text~~ – proposed PC60 amendments as notified~~Text~~ and ~~Text~~ – proposed PC60 amendments as per interim decisions**36.4 DISCHARGES OR DIVERSIONS TO LAND OR WATER***Refer to Policy sets 5.1.3, 6.3.3, 30.1.3, 33.1.3, 33.3.3.**Refer to Rule sections 16.3, 16.7, 31.1.***36.4.1 Scope of Section**

This section deals with discharges of contaminants or water to land or water as provided by section 15 of the Act and of diversions of land drainage water as provided by section 14. Information required with resource consent applications is detailed in Chapter 37.

36.4.2 Discharges or Diversions to Land or Water**36.4.2.1 Permitted Activities (Discharge or Diversion of Stormwater or Drainage Water)**

The discharge or diversion of stormwater or drainage water into water, or onto or into land, where the stormwater or drainage water may enter water in any of the following circumstances:

1. The ~~point-of~~ discharge or diversion is within any ~~Rural Residential~~, Rural 1, Rural 2, Open Space, Conservation or Recreation zone; or
2. The ~~point-of~~ discharge or diversion is within any Residential, ~~Rural Residential~~, Rural 3, Commercial, Central Business, Mixed Business, Light Industrial, Heavy Industrial, Rural Industrial, Tourist Services or Papakainga zone, and it:
 - (a) commenced before 19 September 1998; or
 - (b) the discharge or diversion has previously been authorised by a discharge permit; or
3. The discharge or diversion is from a building in the Residential, ~~Rural Residential~~ or Rural 3 zone, and the site was created before 28 July 2007; or
4. The ~~point-of~~ discharge or diversion is to any part of a Council-maintained stormwater drainage network that has the capacity to receive additional stormwater;

is a permitted activity that may be undertaken without a resource consent, if it complies with the following conditions:

- (a) The discharge or diversion does not cause or contribute to erosion of land, including the bed of any stream or drain.
- (b) Any discharge or diversion from a site or any part of a site that is for the use, storage or disposal of hazardous substances does not contain any hazardous substance that is used, stored or disposed of on the site, except where it is less than 15 milligrams per litre of total petroleum hydrocarbons.
- (c) If the site uses or stores any hazardous substance, the applicant can show that all permitted activity conditions for the use or storage of hazardous substances can be met.
- (d) The discharge or diversion does not cause or contribute to any damage caused by flooding.

[Unchanged text omitted]